

RESOLUTIONS

the teaching profession, with a state agency, or any political subdivision thereof, or the Federal Government, if approved by administrative head or governing board of such employee and there is no conflict of interest."

Sec. 3. The Governor shall issue the necessary Proclamation for said election and have the same published as required by the Constitution and laws of this state.

Passed the Senate, April 3, 1961: Yeas 25, Nays 0; May 25, 1961, Senate refused to concur in House amendments and requested appointment of Conference Committee; May 26, 1961, House granted request of Senate; May 29, 1961, by unanimous consent Conference Committee was discharged; May 29, 1961, Senate concurred in House amendments: Yeas 25, Nays 1; passed the House, May 17, 1961, with amendments: Yeas 133, Nays 0; May 25, 1961, House granted request of Senate for appointment of Conference Committee; May 27, 1961, House adopted Conference Report: Yeas 117, Nays 12. Filed without Governor's signature, June 17, 1961.

PROPOSED CONSTITUTIONAL AMENDMENT—CONTINUITY OF STATE AND LOCAL GOVERNMENTAL OPERATIONS IN EVENT OF ENEMY ATTACK

S. J. R. No. 13

Proposing an amendment to Article III of the Constitution of the State of Texas by adding a new Section to be known as Section 62 and which shall empower the Legislature to provide for the temporary succession to public offices so as to insure the continuity of governmental operations in periods of emergency resulting from disasters caused by enemy attack; providing for the proclamation and publication of this proposed amendment by the Governor.

Be it resolved by the Legislature of the State of Texas:

Section 1. That Article III of the Constitution of the State of Texas is amended by adding thereto a new Section to be known as Section 62 and to read as follows:

"Section 62. Continuity of State and Local Governmental Operations.—

The Legislature, in order to insure continuity of state and local governmental operations in periods of emergency resulting from disasters caused by enemy attack, shall have the power and the immediate duty to provide for prompt and temporary succession to the powers and duties of public offices, except members of the Legislature, of whatever nature and whether filled by election or appointment, the incumbents of which may become unavailable for carrying on the powers and duties of such offices. Provided, however, that Article I of the Constitution of Texas, known as the "Bill of Rights" shall not be in any manner, affected, amended, impaired, suspended, repealed or suspended hereby."

Sec. 2. The foregoing Constitutional Amendment shall be submitted to a vote of the qualified electors of this state at an election to be held on the first Tuesday after the first Monday in November, 1962, at which election all ballots shall have printed thereon the following:

"FOR the Constitutional Amendment empowering the Legislature to insure continuity of state and local governmental operations in periods of emergency resulting from disasters caused by enemy attack by providing for the prompt and temporary succession to the

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powers and duties of public office, except members of the Legislature, the incumbents of which may become unavailable."

"AGAINST the Constitutional Amendment empowering the Legislature to insure continuity of state and local governmental operations in periods of emergency resulting from disasters caused by enemy attack by providing for the prompt and temporary succession to the powers and duties of public office, except members of the Legislature, the incumbents of which may become unavailable."

Sec. 3. The Governor of Texas shall issue the necessary Proclamation for the election and this Amendment shall be published in the manner and for the length of time required by the Constitution and laws of this state.

Passed the Senate, May 19, 1961: Yeas 25, Nays 5; May 27, 1961, Senate concurred in House amendment: Yeas 28, Nays 1; passed the House, May 27, 1961, with amendment: Yeas 118, Nays 15, 1 present not voting.

Filed without Governor's signature, June 17, 1961.

PROPOSED CONSTITUTIONAL AMENDMENT—ZONING POWERS—DELEGATION TO CERTAIN COUNTIES

S.J.R. No. 19

Proposing an amendment to Article IX of the Constitution of the State of Texas to add a new Section to be known as Section 1-A which permits the Legislature to delegate certain zoning powers to the governing body of any county bordering on the Gulf of Mexico or the tidewater limits thereof.

Be it resolved by the Legislature of the State of Texas:

Section 1. That Article IX of the Constitution of the State of Texas be amended by adding thereto a new Section, immediately following Section 1, to be known as Section 1-A which shall read as follows:

"Section 1-A. The Legislature may authorize the governing body of any county bordering on the Gulf of Mexico or the tidewater limits thereof to regulate and restrict the speed, parking and travel of motor vehicles on beaches available to the public by virtue of public right and the littering of such beaches.

"Nothing in this amendment shall increase the rights of any riparian or littoral landowner with regard to beaches available to the public by virtue of public right or submerged lands.

"The Legislature may enact any laws not inconsistent with this Section which it may deem necessary to permit said counties to implement, enforce and administer the provisions contained herein.

"Should the Legislature enact legislation in anticipation of the adoption of this amendment, such legislation shall not be invalid by reason of its anticipatory character."

Sec. 2. The foregoing Constitutional Amendment shall be submitted to a vote of the qualified electors of this state at an election to be held on the first Tuesday after the first Monday in November, 1962, at which election all ballots shall have printed thereon the following:

"FOR the Constitutional Amendment authorizing the Legislature to delegate limited zoning powers to any county bordering on the Gulf of Mexico or the tidewater limits thereof.